

Message Text

LIMITED OFFICIAL USE

PAGE 01 LIMA 09511 112202Z

73

ACTION EB-06

INFO OCT-01 ARA-06 ISO-00 CAB-02 CIAE-00 COME-00 DODE-00

DOT-00 INR-05 NSAE-00 RSC-01 FAA-00 L-02 SS-15 NSC-05

/043 W

----- 067331

R 112125Z NOV 74

FM AMEMBASSY LIMA

TO SECSTATE WASHDC 2678

INFO AMEMBASSY GUATEMALA

LIMITED OFFICIAL USE LIMA 9511

E.O. 11652: N/A

TAGS: EAIR, GT

SUBJECT: CIVAIR CONSULTATIONS WITH GUATEMALA

1. SUMMARY: FOLLOWING IS REPORT BY USDEL OF OUTCOME OF U.S.-GUATEMALA CIVAIR CONSULTATIONS NOVEMBER 5-8. TALKS ENDED WITHOUT AGREEMENT BUT WITH UNDERSTANDING CONSULTATIONS SHOULD BE RESUMED AT INITIATIVE EITHER SIDE. IN MEANTIME, WE HAVE INFORMAL ASSURANCES THAT NO FURTHER RESTRICTIONS WILL BE IMPOSED BY COG ON PANAM ON ROUTE SEGMENTS COMPETITIVE WITH AVIATECA. END SUMMARY

2. GOG DEL RESPONDED LATE THURSDAY TO USDEL PROPOSAL REPORTED PREVIOUS TELEGRAM WITH A COUNTERPROPOSAL WHICH DID NOT INCLUDE STOPOVER RIGHTS OR PANAM CAPACITY INCREASE ON MIAMI FLIGHTS. PROPOSAL WAS, IN EFFECT, FOR AN AGREEMENT WITH NO SUBSTANCE, EXCEPT FOR VAGUE AND IMPRECISE ASSURANCE THAT NO ADDITIONAL RESTRICTIONS WOULD BE IMPOSED ON PANAM ON COMPETITIVE SEGMENTS. OTHERWISE, IT PROPOSED A FREEZE ON ALL ROUTES AND FREQUENCIES FOR TWO YEARS, WITH FREQUENCY INCREASES CONSIDERED ON BASIS TRAFFIC NEED. USDEL SAID THIS DID NOTHING, SINCE WE "ASSUMED" CONDITION IN AVIATECA'S PERMIT CALLING FOR CANCELLATION IF RESTRICTIONS IMPOSED ON PANAM WOULD MAKE IT IMPRUDENT FOR GOG TO IMPOSE FURTHER RESTRICTIONS. GOG DEL
LIMITED OFFICIAL USE

LIMITED OFFICIAL USE

PAGE 02 LIMA 09511 112202Z

SAID IT WOULD SEEK FURTHER INSTRUCTIONS FROM MINISTER

ANZUETO.

3. USDEL WAITED UNTIL 3:45 P.M. ON FRIDAY FOR GOG DEL TO OBTAIN NEW INSTRUCTIONS. RESULT WAS REHASH OF THURSDAY PROPOSAL WHICH USDEL REJECTED OUTRIGHT AS FAILING MEET ANY U.S. INTEREST AFTER USDEL HAD MADE NUMEROUS CONCESSIONS TO MEET GOG INTERESTS. AFTER USDEL OBJECTED THAT WORDING OF GOG PROPOSAL CALLED FOR FURTHER RESTRICTIONS ON PANAM, GOG DEL SAID THIS WAS NOT INTENTION. FURTHER DISCUSSION RESULTED IN ORAL BUT FIRM ASSURANCES THAT FURTHER RESTRICTIONS WOULD NOT BE IMPOSED ON PANAM ON ROUTE SEGMENTS COMPETITIVE WITH AVIATECA. GOG DEL ASKED FOR FURTHER CONSULTATIONS. USDEL AGREED BUT WANTED IT CLEARLY UNDERSTOOD THAT, BECAUSE BASIC ISSUE OF GOG RESTRICTIONS HAD NOT BEEN RESOLVED, USG COULD NOT REGARD CONTINUATION EXISTING SITUATION AS SATISFACTORY. NEVERTHELESS, IN SHORT TERM, USDEL FELT USG COULD ACCOMMODATE GOG'S INTEREST IN MAINTAINING AVIATECA'S PERMIT RIGHTS IF GOG IMPOSED NO NEW RESTRICTIONS AND APPROVED PANAM'S PROPOSED DECEMBER 1 SCHEDULE CHANGES. GOG DEL GAVE FIRM ASSURANCES ON LATTER, EXCEPT FOR GUATEMALA-CARACAS NONSTOP FLIGHTS, WHICH GOG DEL CHARACTERIZED AS NEW FIFTH FREEDOM RIGHT FOR WHICH IT HOPED U.S. COULD CONSIDER (AT SOME TIME) A CORRESPONDING FIFTH FREEDOM CONCESSION FOR AVIATECA. USDEL POINTED OUT PANAM ALREADY CARRIED GUATEMALA-CARACAS TRAFFIC (VIA PANAMA); HENCE NO NEW RIGHT BUT ONLY OMISSION INTERMEDIATE POINT WAS INVOLVED. GOG DEL SAID IT WOULD PROBABLY HAVE NO PROBLEM, BUT WOULD HAVE TO CONSULT VENEZUELA (THUS FOLLOWING ANZUETO'S VIEW THAT FIFTH FREEDOM RIGHTS ARE PROPER MATTER DISCUSSION ONLY BETWEEN GOG AND THIRD COUNTRY). WE NOTED U.S. ALREADY HAD THESE RIGHTS FROM VENEZUELA, AND ENDED MEETING WITH STATEMENT THAT USG EXPECTED PANAM SCHEDULE FILING TO BE APPROVED IN TOTO.

4. COMMENT: USDEL BELIEVES THAT CONSULTATIONS SERVED USEFUL PURPOSE IN MAKING GOG AWARE THAT RISKS WERE INVOLVED IN FURTHER ERODING PANAM'S OPERATIONS. WE DETECTED CONCERN USG MIGHT INVOKE CONDITION IN AVIATECA'S PERMIT, THUS MAKING AVIATECA A POOR RISK FOR PRIVATE INVESTMENT GOG IS ENCOURAGING. WITHOUT DIRECTLY THREATENING SUCH ACTION, USDEL MADE MOST OF EXISTENCE OF THE CONDITION.

BARNEBEY

LIMITED OFFICIAL USE

LIMITED OFFICIAL USE

PAGE 03 LIMA 09511 112202Z

LIMITED OFFICIAL USE

NNN

Message Attributes

Automatic Decaptioning: X
Capture Date: 01 JAN 1994
Channel Indicators: n/a
Current Classification: UNCLASSIFIED
Concepts: CIVIL AVIATION, AIRLINES, AIR ROUTE AGREEMENTS, NEGOTIATIONS, MEETING REPORTS
Control Number: n/a
Copy: SINGLE
Draft Date: 11 NOV 1974
Decaption Date: 01 JAN 1960
Decaption Note:
Disposition Action: RELEASED
Disposition Approved on Date:
Disposition Authority: cunninfx
Disposition Case Number: n/a
Disposition Comment: 25 YEAR REVIEW
Disposition Date: 28 MAY 2004
Disposition Event:
Disposition History: n/a
Disposition Reason:
Disposition Remarks:
Document Number: 1974LIMA09511
Document Source: CORE
Document Unique ID: 00
Drafter: n/a
Enclosure: n/a
Executive Order: N/A
Errors: N/A
Film Number: D740324-0931
From: LIMA
Handling Restrictions: n/a
Image Path:
ISecure: 1
Legacy Key: link1974/newtext/t19741154/aaaabtwh.tel
Line Count: 107
Locator: TEXT ON-LINE, ON MICROFILM
Office: ACTION EB
Original Classification: LIMITED OFFICIAL USE
Original Handling Restrictions: n/a
Original Previous Classification: n/a
Original Previous Handling Restrictions: n/a
Page Count: 2
Previous Channel Indicators: n/a
Previous Classification: LIMITED OFFICIAL USE
Previous Handling Restrictions: n/a
Reference: n/a
Review Action: RELEASED, APPROVED
Review Authority: cunninfx
Review Comment: n/a
Review Content Flags:
Review Date: 16 SEP 2002
Review Event:
Review Exemptions: n/a
Review History: RELEASED <16 SEP 2002 by boyleja>; APPROVED <11 MAR 2003 by cunninfx>
Review Markings:

Declassified/Released
US Department of State
EO Systematic Review
30 JUN 2005

Review Media Identifier:
Review Referrals: n/a
Review Release Date: n/a
Review Release Event: n/a
Review Transfer Date:
Review Withdrawn Fields: n/a
Secure: OPEN
Status: NATIVE
Subject: CIVAIR CONSULTATIONS WITH GUATEMALA
TAGS: EAIR, GT, PANAM
To: STATE
Type: TE
Markings: Declassified/Released US Department of State EO Systematic Review 30 JUN 2005